

MESSAGE NO: 2046304 MESSAGE DATE: 02/15/2012

MESSAGE STATUS: Active CATEGORY: Antidumping
TYPE: LIQ-Liquidation PUBLIC ☒ NON-PUBLIC ☐
SUB-TYPE: ALIWE-Auto Liq Exception

FR CITE: 77 FR 4759 FR CITE DATE: 01/31/2012

REFERENCE
MESSAGE #
(s):

CASE #(s): A-357-812

EFFECTIVE DATE: 01/31/2012 COURT CASE #:

PERIOD OF REVIEW: 12/01/2010 TO 11/30/2011

PERIOD COVERED: 12/01/2010 TO 11/30/2011

TO: { Directors Of Field Operations, Port Directors }

FROM: { Director AD/CVD & Revenue Policy & Programs }

RE: Automatic liquidation instructions for Honey from Argentina for the period 12/01/2010 through 11/30/2011 (A-357-812)

1. COMMERCE DOES NOT AUTOMATICALLY CONDUCT ADMINISTRATIVE REVIEWS OF ANTIDUMPING DUTY ORDERS. INSTEAD, REVIEWS MUST BE REQUESTED PURSUANT TO SECTION 751(A)(1) OF THE TARIFF ACT OF 1930, AS AMENDED, AND IN ACCORDANCE WITH 19 CFR 351.213.

2. COMMERCE HAS NOT RECEIVED A REQUEST FOR AN ADMINISTRATIVE REVIEW OF THE ANTIDUMPING DUTY ORDER FOR THE PERIOD AND ON THE MERCHANDISE IDENTIFIED BELOW EXCEPT FOR CERTAIN FIRMS. THEREFORE, IN ACCORDANCE WITH 19 CFR 351.212(C), YOU ARE TO ASSESS ANTIDUMPING DUTIES ON MERCHANDISE ENTERED, OR WITHDRAWN FROM WAREHOUSE, FOR CONSUMPTION AT THE CASH DEPOSIT OR BONDING RATE IN EFFECT ON THE DATE OF ENTRY.

PRODUCT: HONEY

COUNTRY: ARGENTINA

CASE NUMBER: A-357-812

PERIOD: 12/01/2010 THROUGH 11/30/2011

LIQUIDATE ALL ENTRIES FOR ALL FIRMS EXCEPT:

COMPANIA APICOLA ARGENTINA S.A.

CASE NUMBER: A-357-812-010

COMPANIA INVERSORA PLATENSE S.A.

CASE NUMBER: A-357-812-018

EL MANA S.A.

CASE NUMBER: A-357-812-015

HONEYMAX S.A.

CASE NUMBER: A-357-812-005

MIELAR S.A.

CASE NUMBER: A-357-812-011

NEXCO, S.A.

CASE NUMBER: A-357-812-006

PATAGONIK SA

CASE NUMBER: A-357-812-017

TRANSHONEY S.A.

CASE NUMBER: A-357-812-008

VILLAMORA S.A.

CASE NUMBER: NO CASE NUMBER WAS IN PLACE FOR THIS COMPANY DURING THE PERIOD OF REVIEW. ENTRIES MAY HAVE BEEN MADE UNDER A-357-812-000 OR OTHER COMPANY-SPECIFIC CASE NUMBERS.

AGLH S.A.

CASE NUMBER: NO CASE NUMBER EXISTS FOR THIS COMPANY. ENTRIES MAY HAVE BEEN MADE UNDER A-357-812-000 OR OTHER COMPANY-SPECIFIC CASE NUMBERS.

ALGODONERA AVELLANEDA, S.A.

CASE NUMBER: NO CASE NUMBER EXISTS FOR THIS COMPANY. ENTRIES MAY HAVE BEEN MADE UNDER A-357-812-000 OR OTHER COMPANY-SPECIFIC CASE NUMBERS.

ALIMENTOS NATURALES-NATURAL FOODS LAVALLE

CASE NUMBER: NO CASE NUMBER EXISTS FOR THIS COMPANY. ENTRIES MAY HAVE BEEN MADE UNDER A-357-812-000 OR OTHER COMPANY-SPECIFIC CASE NUMBERS.

ALMA PURA S.A.

CASE NUMBER: NO CASE NUMBER EXISTS FOR THIS COMPANY. ENTRIES MAY HAVE BEEN MADE UNDER A-357-812-000 OR OTHER COMPANY-SPECIFIC CASE NUMBERS.

APICOLA DANANGIE

CASE NUMBER: NO CASE NUMBER EXISTS FOR THIS COMPANY. ENTRIES MAY HAVE BEEN MADE UNDER A-357-812-000 OR OTHER COMPANY-SPECIFIC CASE NUMBERS.

APIDOURO COMERCIAL EXPORTADORA E IMPORTADORA LTDA

CASE NUMBER: NO CASE NUMBER EXISTS FOR THIS COMPANY. ENTRIES MAY HAVE BEEN MADE UNDER A-357-812-000 OR OTHER COMPANY-SPECIFIC CASE NUMBERS.

BOMARE S.A.

CASE NUMBER: NO CASE NUMBER EXISTS FOR THIS COMPANY. ENTRIES MAY HAVE BEEN MADE UNDER A-357-812-000 OR OTHER COMPANY-SPECIFIC CASE NUMBERS.

D'AMBROS MARIA DE LOS ANGELES Y D'AMBROS MARIA DANIELA SH

CASE NUMBER: NO CASE NUMBER EXISTS FOR THIS COMPANY. ENTRIES MAY HAVE BEEN MADE UNDER A-357-812-000 OR OTHER COMPANY-SPECIFIC CASE NUMBERS.

GEOMIEL S.A.

CASE NUMBER: NO CASE NUMBER EXISTS FOR THIS COMPANY. ENTRIES MAY HAVE BEEN MADE UNDER A-357-812-000 OR OTHER COMPANY-SPECIFIC CASE NUMBERS.

INDUSTRIAL HAEDO S.A.

CASE NUMBER: NO CASE NUMBER EXISTS FOR THIS COMPANY. ENTRIES MAY HAVE BEEN MADE UNDER A-357-812-000 OR OTHER COMPANY-SPECIFIC CASE NUMBERS.

INTERRUPCION S.A.

CASE NUMBER: NO CASE NUMBER EXISTS FOR THIS COMPANY. ENTRIES MAY HAVE BEEN MADE UNDER A-357-812-000 OR OTHER COMPANY-SPECIFIC CASE NUMBERS.

MIEL CETA SRL

CASE NUMBER: NO CASE NUMBER EXISTS FOR THIS COMPANY. ENTRIES MAY HAVE BEEN MADE UNDER A-357-812-000 OR OTHER COMPANY-SPECIFIC CASE NUMBERS.

PRODUCTOS AFER S.A.

CASE NUMBER: NO CASE NUMBER EXISTS FOR THIS COMPANY. ENTRIES MAY HAVE BEEN MADE UNDER A-357-812-000 OR OTHER COMPANY-SPECIFIC CASE NUMBERS.

SEABIRD ARGENTINA S.A.

CASE NUMBER: NO CASE NUMBER EXISTS FOR THIS COMPANY. ENTRIES MAY HAVE BEEN MADE UNDER A-357-812-000 OR OTHER COMPANY-SPECIFIC CASE NUMBERS.

CBP OFFICERS MUST ALSO EXAMINE ENTRIES UNDER A-357-812 -000 AND ALL EXISTING COMPANY-SPECIFIC CASE NUMBERS TO ENSURE THE CONTINUED SUSPENSION OF LIQUIDATION OF ENTRIES DURING THE APPLICABLE PERIOD OF REVIEW FOR THE COMPANIES LISTED ABOVE.

3. THERE ARE NO INJUNCTIONS APPLICABLE TO THE ENTRIES COVERED BY THIS INSTRUCTION.

4. ENTRIES OF MERCHANDISE OF EXCEPTED FIRMS SHOULD NOT BE LIQUIDATED UNTIL SPECIFIC INSTRUCTIONS ARE ISSUED. CONTINUE TO SUSPEND LIQUIDATION OF ALL ENTRIES OF MERCHANDISE EXPORTED OR PRODUCED BY THE LISTED FIRMS AND ENTERED, OR WITHDRAWN FROM WAREHOUSE, FOR CONSUMPTION DURING THE PERIOD 12/01/2010 THROUGH 11/30/2011.

5. NOTICE OF THE LIFTING OF SUSPENSION OF LIQUIDATION OF ENTRIES OF SUBJECT MERCHANDISE COVERED BY PARAGRAPH 2 OCCURRED WITH THE PUBLICATION OF THE NOTICE OF INITIATION OF ADMINISTRATIVE REVIEW FOR THE 12/2011 ANNIVERSARY MONTH (77 FR 4759, 01/31/2012). UNLESS INSTRUCTED OTHERWISE, FOR ALL OTHER SHIPMENTS OF HONEY FROM ARGENTINA YOU SHALL CONTINUE TO COLLECT CASH DEPOSITS OF ESTIMATED ANTIDUMPING DUTIES FOR THE MERCHANDISE AT THE CURRENT RATES.

6. THE ASSESSMENT OF ANTIDUMPING DUTIES BY CBP ON SHIPMENTS OR ENTRIES OF THIS MERCHANDISE IS SUBJECT TO THE PROVISIONS OF SECTION 778 OF THE TARIFF ACT OF 1930, AS AMENDED. SECTION 778 REQUIRES THAT CBP PAY INTEREST ON OVERPAYMENTS OR ASSESS INTEREST ON UNDERPAYMENTS OF THE REQUIRED AMOUNTS DEPOSITED AS ESTIMATED ANTIDUMPING DUTIES. THE INTEREST PROVISIONS ARE NOT APPLICABLE TO CASH OR BONDS POSTED AS ESTIMATED ANTIDUMPING DUTIES BEFORE THE DATE OF PUBLICATION OF THE ANTIDUMPING DUTY ORDER. INTEREST SHALL BE CALCULATED FROM THE DATE PAYMENT OF ESTIMATED ANTIDUMPING DUTIES IS REQUIRED THROUGH THE DATE OF LIQUIDATION. THE RATE AT WHICH SUCH INTEREST IS PAYABLE IS THE RATE IN EFFECT UNDER SECTION 6621 OF THE INTERNAL REVENUE CODE OF 1954 FOR SUCH PERIOD.

7. UPON ASSESSMENT OF ANTIDUMPING DUTIES, CBP SHALL REQUIRE THAT THE IMPORTER PROVIDE A REIMBURSEMENT STATEMENT, AS DESCRIBED IN SECTION 351.402(F)(2) OF COMMERCE'S REGULATIONS. THE IMPORTER SHOULD PROVIDE THE REIMBURSEMENT STATEMENT PRIOR TO LIQUIDATION OF THE ENTRY. IF THE

IMPORTER CERTIFIES THAT IT HAS AN AGREEMENT WITH THE MANUFACTURER, PRODUCER, SELLER, OR EXPORTER, TO BE REIMBURSED ANTIDUMPING AND/OR COUNTERVAILING DUTIES, CBP SHALL DOUBLE THE ANTIDUMPING DUTY AND/OR INCREASE THE ANTIDUMPING DUTY BY THE AMOUNT OF THE COUNTERVAILING DUTIES IN ACCORDANCE WITH THE ABOVE-REFERENCED REGULATION. ADDITIONALLY, IF THE IMPORTER DOES NOT PROVIDE THE REIMBURSEMENT STATEMENT PRIOR TO LIQUIDATION, REIMBURSEMENT SHALL BE PRESUMED AND CBP SHALL DOUBLE THE ANTIDUMPING DUTIES DUE. IF AN IMPORTER TIMELY FILES A PROTEST CHALLENGING THE PRESUMPTION OF REIMBURSEMENT AND DOUBLING OF DUTIES, CONSISTENT WITH CBP'S PROTEST PROCESS, CBP MAY ACCEPT THE REIMBURSEMENT STATEMENT FILED WITH THE PROTEST TO REBUT THE PRESUMPTION OF REIMBURSEMENT.

8. IF THERE ARE ANY QUESTIONS REGARDING THIS MATTER BY CBP OFFICERS, THE IMPORTING PUBLIC OR INTERESTED PARTIES, PLEASE CONTACT DAVINA HASHMI OR RON TRENTAM AT THE OFFICE OF AD/CVD OPERATIONS, IMPORT ADMINISTRATION, INTERNATIONAL TRADE ADMINISTRATION, U.S. DEPARTMENT OF COMMERCE, AT (202) 482-0984 OR (202) 482-3577, RESPECTIVELY (GENERATED BY O7:SB).

9. THERE ARE NO RESTRICTIONS ON THE RELEASE OF THIS INFORMATION.

MICHAEL B. WALSH

Company Details

*Party Indicator Value:

I = Importer, M = Manufacturer, E = Exporter, S = Sold To Party